



IN THE UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
AURELIO PATINO,
Defendant.

Case No. 18-CR-0250-CJC

ORDER OF DETENTION

I.

The Court conducted a detention hearing:

On motion of the Government [18 U.S.C. § 3142(f)(1)] in a case: allegedly involving:

() a crime of violence.

(X) an offense with a maximum sentence of life imprisonment or death.

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1 () a narcotics or controlled substance offense with the maximum
2 sentence of ten or more years.

3 () any felony – where defendant convicted of two or more prior
4 offenses described above.

5 () any felony that is not otherwise a crime of violence that involves a
6 minor victim, or possession of a firearm or destructive device or any
7 other dangerous weapon, or a failure to register under 18 U.S.C.
8 § 2250.

9 On motion by the Government or on the Court's own motion

10 [18 U.S.C. § 3142(f)(2)] in a case allegedly involving, on further allegation by the
11 Government of:

12 (X) a serious risk that defendant will flee

13 () a serious risk that the defendant will () obstruct or attempt to
14 obstruct justice; () threaten, injure or intimidate a prospective witness
15 or juror, or attempt to do so.

16 The Court concludes that the Government is entitled to a rebuttable

17 presumption that no condition or combination of conditions will reasonably assure
18 the defendant's appearance as required and the safety of any person or the
19 community [18 U.S.C. § 3142(e)(2)].

20 II.

21 The Court finds that no condition or combination of conditions will
22 reasonably assure: the appearance of the defendant as required.

23 the safety of any person or the community.

24 The Court finds that the defendant has not rebutted by sufficient evidence
25 to the contrary the presumption provided by statute.

III.

3 The Court has considered: (a) the nature and circumstances of the offense(s)
4 charged, including whether the offense is a crime of violence, a Federal crime of
5 terrorism, or involves a minor victim or a controlled substance, firearm, explosive,
6 or destructive device; (b) the weight of evidence against the defendant; (c) the
7 history and characteristics of the defendant; and (d) the nature and seriousness of
8 the danger to any person or the community. [18 U.S.C. § 3142(g)] The Court also
9 considered all the evidence adduced at the hearing and the arguments, the
10 arguments of counsel, and the report and recommendation of the U.S. Pretrial
11 Services Agency.

IV.

The Court bases its conclusions on the following:

14 As to risk of non-appearance: defendant is currently in custody serving a
15 sentence in another matter.

16 As to danger to the community: charges in instant allegation; defendant is
17 currently in custody serving a sentence in another matter.

18 The Court finds a serious risk that the defendant will

19 obstruct or attempt to obstruct justice.

20 threaten, injure or intimidate a prospective witness or juror, or

21 attempt to do so.

The Court bases its conclusions on the following:

VI.

IT IS THEREFORE ORDERED that the defendant be detained until trial.

25 The defendant will be committed to the custody of the Attorney General for
26 confinement in a corrections facility separate, to the extent practicable, from
27 persons awaiting or serving sentences or being held in custody pending appeal.

28 The defendant will be afforded reasonable opportunity for private consultation

1 with counsel. On order of a Court of the United States or on request of any
2 attorney for the Government, the person in charge of the corrections facility in
3 which defendant is confined will deliver the defendant to a United States Marshal
4 for the purpose of an appearance in connection with a court proceeding.

5 [18 U.S.C. § 3142(i)].

6 Dated: 11/02/2018

Rozella A. Oliver

7 HON. ROZELLA A. OLIVER
8 UNITED STATES MAGISTRATE JUDGE

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